

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Robert M. Fous
Patent No.: 6,289,515
Issue Date: September 18, 2001
Title: ERGONOMIC FIELDING GLOVE

REISSUE APPLICATION DECLARATION BY THE INVENTOR
UNDER 37 CFR 1.175

I hereby declare that:

1. My name, residence, mailing address and citizenship are set forth below.

2. I believe that I am the original, first and sole inventor of the subject matter which is described and claimed in U.S. Patent 6,289,515, granted September 18, 2001, and for which a reissue patent is sought, on the invention entitled ERGONOMIC FIELDING GLOVE, the amended specification of which is attached hereto.

3. I have reviewed and understand the contents of the specification of the above-identified patent, including the claims as amended, as required by 37 CFR 1.63(b)(2).

4. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

5. I acknowledge the obligation under 37 CFR 1.178(b) to timely apprise the Office of any prior or concurrent proceeding in which U.S. Patent 6,289,515 is or was involved.

6. The above-identified patent has not been assigned.

7. I verily believe the original patent to be wholly or partly inoperative or invalid by reason of the patentee claiming more or less than he had the right to claim in the patent; namely, the specification of the original patent describes an invention that is broader than the claims of the original patent, in that

claim 1, lines 18-21, includes the limitation: "a thumb portion of the outershell glove rotated forward in an arc of approximately 20 degrees from the plane of the finger portion of the outershell to conform to the chosen arc of the thumb portion of the mitten". As a result, the claims will be partly inoperative in failing to protect against infringement of all embodiments of the invention. The amendment to the claims submitted herewith omits this limitation, thus broadening the scope of the patent.

8. The reason for the above error was that I was pursuing the application which resulted in U.S. Patent 6,289,515 on my own, pro se, without the assistance of a patent attorney or patent agent. I included a number of limitations in the claims, including the above-referenced limitation, that were not critical to the invention and that were not required in view of the prior art. I did not understand that only the critical limitations would need to be included and that those critical limitations were all that were required to overcome the prior art.

9. All errors corrected in this reissue application arose from inadvertence, accident or mistake, and without any deceptive intention on my part.

10. As the sole inventor, I hereby appoint the following attorney to prosecute this application and transact all business in the United States Patent and Trademark Office in connection therewith:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole inventor: Robert M. Fous

First Inventor's signature: Rob M. Fous Date: 9/8/03

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